

XMS-102



PATENT

Sec 101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

KESLING ET AL

Serial No.: 09/867,687

Filed: May 31, 2001

For: SYSTEM AND METHOD FOR MOBILE
COMMERCE

Art Unit: 2683

Examiner: Not Yet Assigned

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NON PROVISIONAL
APPLICATION FILED UNDER 37 CFR 1.53(b) - FILING DATE GRANTED**

Box: Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Non Provisional Application Filed

Under 37 C.F.R. 1.53(b) mailed June 12, 2001, copy attached, applicants are submitting

herewith:

- ☒ Declaration and Power of Attorney for Patent Application signed by Applicant;
- ☒ five sheets of drawings in compliance with applicable regulations and;
- ☒ Check in the amount of \$130.00 to cover the required fees for submission of these

documents.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account 50-1390.


It is respectfully submitted that the application is now complete and it is respectfully requested that the subject application be placed upon the files for examination.

Serial No.: 09/867,687
Art Unit: 2683
Attorney's Docket No.: XMS-102

Respectfully submitted,

KESLING ET AL

By:



Lawrence D. Eisen

Registration No. 41,009

SHAW PITTMAN LLP
1650 Tysons Boulevard
McLean, VA 22102
Tel: 703/770-7693

Date: August 22, 2001

LDE/esp



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/867,687 | 05/31/2001 | Patricia Kesling | XMS-102 |

 SHAW PITTMAN
 1650 Tysons Boulevard
 McLean, VA 22102


CONFIRMATION NO. 8151

FORMALITIES LETTER



OC000000006172909

Date Mailed: 06/12/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below

The required item(s) identified below must be timely submitted to avoid abandonment

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice **MUST** be returned with the reply.*